

# FEDERAL REGISTER

THE NATIONAL ARCHIVES  
OF THE UNITED STATES  
1934

VOLUME 2      NUMBER 75

*Washington, Tuesday, April 20, 1937*

## PRESIDENT OF THE UNITED STATES.

### EXECUTIVE ORDER

REVOCATION OF EXECUTIVE ORDERS NO. 6807 OF AUGUST 4, 1934,  
AND NO. 6863 OF OCTOBER 3, 1934, WITHDRAWING PUBLIC  
LANDS

#### *New Mexico*

By virtue of and pursuant to the authority vested in me by the act of June 25, 1910, ch. 421, 36 Stat. 847, as amended by the act of August 24, 1912, ch. 369, 37 Stat. 497, Executive Orders No. 6807 of August 4, 1934, and No. 6863 of October 3, 1934, withdrawing the public lands in the following-described townships in New Mexico, pending resurvey, are hereby revoked:

#### NEW MEXICO PRINCIPAL MERIDIAN

T. 2 N., R. 16 W.  
Tps. 5 N., Rs. 17 and 18 W.  
Tps. 7 S., Rs. 12 and 13 W.

This order shall become effective upon the date of the official filing of the plats of the resurvey of said townships.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
April 15, 1937.

[No. 7605]

[F. R. Doc. 37-1134; Filed, April 16, 1937; 4:02 p. m.]

### EXECUTIVE ORDER

DESIGNATING THE CHAIRMAN OF THE UNITED STATES MARITIME  
COMMISSION

By virtue of and pursuant to the authority vested in me by section 201 (a) of the Merchant Marine Act, 1936 (49 Stat. 1985), I hereby designate Joseph P. Kennedy as Chairman of the United States Maritime Commission.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
April 16th, 1937.

[No. 7606]

[F. R. Doc. 37-1133; Filed, April 16, 1937; 4:02 p. m.]

## TREASURY DEPARTMENT.

### Accounts and Deposits.

[Department Circular No. 570 Revised.]

### SURETY BONDS

APRIL 14, 1937.

The following is a list of those companies appearing upon the certification of the Acting Secretary of the Treasury

<sup>1</sup> F. R. 1753.

dated April 14, 1937 (T. D. Form 356), as being the holders of certificates of authority from the Secretary of the Treasury, issued under the Acts of Congress of August 13, 1894 (28 Stat. 279), and March 23, 1910 (36 Stat. 241), as acceptable sureties on Federal bonds; this list also includes acceptable reinsurance companies under Department Circular No. 297, dated July 5, 1922, as amended. Further details including the amount of underwriting limitation of each company, as well as the extent and localities with respect to which they are acceptable as sureties on Federal bonds may be found at any time by reference to the current issue of Treasury Department Form 356, copies of which may be procured from the Treasury Department, Section of Surety Bonds, Washington, D. C.

### NAMES OF COMPANIES, LOCATIONS OF PRINCIPAL EXECUTIVE OFFICES, AND STATES IN WHICH INCORPORATED

#### CALIFORNIA

1. Associated Indemnity Corporation, San Francisco
2. Fireman's Fund Indemnity Co., San Francisco
3. National Automobile Insurance Co., Los Angeles
4. Occidental Indemnity Co., San Francisco
5. Pacific Indemnity Co., Los Angeles

#### CONNECTICUT

6. The Aetna Casualty and Surety Co., Hartford
7. The Century Indemnity Co., Hartford
8. Hartford Accident and Indemnity Co., Hartford

#### DELAWARE

9. Mellbank Surety Corporation, Pittsburgh, Pa.
10. Saint Paul-Mercury Indemnity Co. of St. Paul, Minn.

#### ILLINOIS

11. American Motorists Insurance Co., Chicago

#### INDIANA

12. Continental Casualty Co., Chicago, Ill.
13. Inland Bonding Co., South Bend

#### KANSAS

14. The Kansas Bankers Surety Co., Topeka
15. The Western Casualty and Surety Co., Fort Scott

#### MARYLAND

16. American Bonding Co. of Baltimore
17. Fidelity and Deposit Co. of Maryland, Baltimore
18. Maryland Casualty Co., Baltimore
19. United States Fidelity and Guaranty Co., Baltimore

#### MASSACHUSETTS

20. American Employers' Insurance Co., Boston
21. Massachusetts Bonding and Insurance Co., Boston

#### MICHIGAN

22. National Casualty Co., Detroit
23. Standard Accident Insurance Co., Detroit

#### MISSOURI

24. Central Surety & Insurance Corporation, Kansas City
25. Employers Reinsurance Corporation, Kansas City

#### NEW HAMPSHIRE

26. Peerless Casualty Co., Keene



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### NEW JERSEY

27. Bankers Indemnity Insurance Co., Newark
28. Commercial Casualty Insurance Co., Newark
29. The Excess Insurance Co. of America, New York, N. Y.
30. International Fidelity Insurance Co., Jersey City

### NEW YORK

31. American Re-Insurance Co., New York
32. American Surety Co. of New York
33. Columbia Casualty Co., New York
34. Eagle Indemnity Co., New York
35. The Fidelity and Casualty Co. of New York
36. General Reinsurance Corporation, New York
37. Glens Falls Indemnity Co., Glens Falls
38. Globe Indemnity Co., New York
39. Great American Indemnity Co., New York
40. The Home Indemnity Co., New York
41. London & Lancashire Indemnity Co. of America, Hartford, Conn.
42. Merchants Indemnity Corporation of New York
43. The Metropolitan Casualty Insurance Co. of New York, Newark, N. J.
44. National Surety Corporation, New York
45. New Amsterdam Casualty Co., Baltimore, Md.
46. New York Casualty Co., New York
47. The Preferred Accident Insurance Co. of New York
48. Royal Indemnity Co., New York
49. Seaboard Surety Co., New York
50. Standard Surety and Casualty Co. of New York
51. Sun Indemnity Co. of New York
52. United States Casualty Co., New York
53. United States Guarantee Co., New York
54. The Yorkshire Indemnity Co. of New York

### OHIO

55. The Ohio Casualty Insurance Co., Hamilton

### PENNSYLVANIA

56. Eureka Casualty Co., Philadelphia
57. Indemnity Insurance Co. of North America, Philadelphia

### SOUTH DAKOTA

58. Western Surety Co., Sioux Falls

### TEXAS

59. American General Insurance Co., Houston
60. American Indemnity Co., Galveston
61. Commercial Standard Insurance Co., Fort Worth
62. Employers Casualty Co., Dallas
63. Texas Indemnity Insurance Co., Galveston
64. Trinity Universal Insurance Co., Dallas

### VIRGINIA

65. Virginia Surety Co., Inc., Roanoke

### WASHINGTON

66. General Casualty Co. of America, Seattle
67. United Pacific Insurance Co., Seattle

### FOREIGN COMPANIES AUTHORIZED TO DO A REINSURANCE BUSINESS ONLY

68. Accident and Casualty Insurance Co. of Winterthur, Switzerland (U. S. Office, New York, N. Y.)
69. The Employers' Liability Assurance Corp., Ltd., London, England (U. S. Office, Boston, Mass.)
70. The European General Reinsurance Co., Ltd., London, England (U. S. Office, New York, N. Y.)
71. The Guarantee Co. of North America, Montreal, Canada (U. S. Office, New York, N. Y.)
72. London Guarantee and Accident Co., Ltd., London, England (U. S. Office, New York, N. Y.)
73. The Ocean Accident and Guarantee Corp., Ltd., London, England (U. S. Office, New York, N. Y.)

[SEAL]

WAYNE C. TAYLOR,  
Acting Secretary of the Treasury.

[F. R. Doc. 37-1135; Filed, April 16, 1937; 4:26 p. m.]

### Bureau of Customs.

[T. D. 48923]

### EXAMINATION OF MERCHANDISE—SPECIAL REGULATION

THE EXAMINATION OF LESS THAN ONE PACKAGE OF EVERY TEN  
PACKAGES OF CERTAIN MERCHANDISE AUTHORIZED

APRIL 13, 1937.

*To Collectors of Customs and Others Concerned:*

From the character and description of the merchandise named or described hereafter in this special regulation, I



am of the opinion that the examination of less than one package of every ten packages of such merchandise covered by one invoice will amply protect the revenue, provided that such merchandise is:

(a) Imported in packages, the contents and values of which are uniform, or

(b) Imported in packages, the contents of which are identical as to character, although differing as to quantity and value per package.

Therefore, by virtue of the authority vested in the Secretary of the Treasury, including that conferred by sections 499 and 624 of the Tariff Act of 1930 (U. S. C., title 19, secs. 1499 and 1624), I do by this special regulation permit and authorize, in the case of merchandise hereinafter named or described which is imported under either of the conditions above stated, a less number of packages than one package of every ten packages, but not less than one package of every invoice, to be examined:

Cloth, cotton (woven fabrics of cotton, in the piece, whether figured, fancy, or plain);  
Confectionery;  
Felt-base floor covering;  
Fish, fresh, dried, or in brine,  
Fruits, fresh, dried, canned or otherwise prepared or preserved;  
Hoods and hat bodies, of wool, black;  
Hosiery, cotton (without embroidery or clocking);  
Linoleum;  
Oilcloth, floor;  
Tea (in containers of five pounds or more);  
Vegetables, fresh, dried, canned or otherwise prepared or preserved.

This special regulation shall not be construed to preclude the examination of packages in addition to the minimum number hereby permitted to be examined if the collector or the appraiser shall deem it necessary that a greater number of packages be examined.

The number of this Treasury Decision should be noted as a marginal reference for article 307 of the Customs Regulations of 1931.

[SEAL]

STEPHEN B. GIBBONS,  
*Acting Secretary of the Treasury.*

[F. R. Doc. 37-1138; Filed, April 16, 1937; 4:27 p. m.]

#### Bureau of Internal Revenue.

[T. D. 4733]

#### METHOD OF PAYMENT OF INTERNAL REVENUE TAX ON DISTILLED SPIRITS FOR SHIPMENT IN TANK CARS

*To Collectors of Internal Revenue, District Supervisors, and Others Concerned:*

Pursuant to Section 13 of Title III of the National Prohibition Act (U. S. C., 1934 ed., title 27, section 83) and Section 308 of the Liquor Tax Administration Act (U. S. C., 1934 ed., Supp. II, title 27, section 74b) the following regulations are hereby prescribed:

#### PAYMENT OF INTERNAL REVENUE TAX ON DISTILLED SPIRITS FOR SHIPMENT IN TANK CARS

1. Effective June 1, the issuance by Collectors of Internal Revenue of Form 1, "Receipt for Payment of Taxes", as evidence of the payment of internal revenue tax on distilled spirits, including alcohol, to be shipped in tank cars, shall be discontinued. Thereafter, Collectors of Internal Revenue will issue Form 1595, "Collector's Certificate of Tax-Payment of Distilled Spirits for Shipment in Tank Cars", certifying payment of the internal revenue tax on distilled spirits, including alcohol, to be shipped in tank cars.

2. The vendor shall obtain the certificate of tax-payment by filing with the Collector of Internal Revenue in the

district in which the vendor is located, Form 1594, "Application for Collector's Certificate of Tax-Payment of Distilled Spirits for Shipment in Tank Cars", accompanied by a remittance in the form of cash, certified check, or Post Office Money Order, and a report of the gauge of the contents of the car as prescribed by regulations.

3. Form 1595, "Collector's Certificate of Tax-Payment of Distilled Spirits for Shipment in Tank Cars", is not negotiable and shall not be used on any tank car other than the one described in the certificate of tax-payment.

4. Existing regulations in conflict herewith are amended accordingly.

[SEAL]

GUY T. HELVERING,  
*Commissioner of Internal Revenue.*

Approved: April 12, 1937.

ROSWELL MAGILL,  
*Acting Secretary of the Treasury.*

[F. R. Doc. 37-1136; Filed, April 16, 1937; 4:26 p. m.]

[T. D. 4734]

#### APPROVAL OF BONDS

##### *To District Supervisors:*

Pursuant to the authority conferred by Section 305 of the Liquor Tax Administration Act, (U. S. C., 1934 ed., Supp. II, title 26, sec. 1166 (c)) and Section 5 of the "Liquor Enforcement Act of 1936" (U. S. C., 1934 ed., Supp. II, title 27, sec. 225), the following regulations are prescribed:

1. Effective April 1, 1937, District Supervisors are authorized to approve all bonds (a) respecting the operation of bonded wineries, bonded storerooms, and breweries; (b) relating to the exportation of distilled spirits, including alcohol, fermented malt liquors and wines; (c) relating to the removal of distilled spirits, including alcohol, and wines to customs manufacturing warehouses; (d) relating to dealers in, and users of, specially denatured alcohol; (e) relating to the procurement and use of tax free alcohol; (f) relating to the transportation of specially denatured and tax free alcohol; and (g) relating to the withdrawal of distilled spirits free of tax.

2. All other bonds filed by an individual, firm, partnership, corporation, or association intending to commence or to continue the business of a distiller, rectifier, or as proprietor of an internal revenue bonded warehouse, distillery, denaturing bonded warehouse, or industrial alcohol plant, alcohol bonded warehouse and/or denaturing plant, will be approved by the Commissioner of Internal Revenue.

3. The bonds referred to in Paragraph one hereof shall be prepared and executed in triplicate and submitted to the Supervisor of the district in which the business is located; who will approve the bond if the principal has in all respects complied with the law and regulations.

If the bond is approved, the original copy shall be forwarded to the Commissioner, one copy sent to the principal, and the third copy retained by the District Supervisor.

If the bond is disapproved, all copies shall be returned to the principal and the surety or sureties notified of such disapproval. Appeal from such disapproval may be made to the Commissioner of Internal Revenue.

4. The bonds referred to in Paragraph two hereof shall be prepared and executed in triplicate and submitted to the Supervisor of the district in which the business is located; who will indicate on the bond his recommendation for approval or disapproval, as follows: "Recommended for approval"; or, "Recommended for disapproval". If the recommendation is for disapproval, the District Supervisor shall submit with it a statement setting forth his reasons therefor. The three copies of the bond shall be forwarded to the Commissioner with other qualifying documents required by law and regulations.



If the bond is approved, two copies shall be returned to the District Supervisor who shall forward one copy to the principal with authorization to operate, and retain the other copy for his files.

If the bond is disapproved, all copies shall be returned to the District Supervisor who will return them to the principal and notify the surety or sureties of such disapproval.

5. If the surety or sureties are found not to be acceptable by the Commissioner of Accounts and Deposits, the principal shall be required to file a new and satisfactory bond.

6. Regulations heretofore issued insofar as they are inconsistent herewith are hereby revoked.

[SEAL]

GUY T. HELVERING,  
Commissioner of Internal Revenue.

Approved April 14, 1937.

ROSSELL MAGILL,  
Acting Secretary of the Treasury.

[F. R. Doc. 37-1137; Filed, April 16, 1937; 4:27 p. m.]

# POST OFFICE DEPARTMENT.

## CALIFORNIA STATE PLANT QUARANTINE

APRIL 6, 1937.

Under plant quarantines and regulations issued by the State of California, the shipment into that State of certain plants and plant materials, known to be hosts of injurious pests and plant diseases, is subject to certain requirements, or entirely prohibited.

The following table gives a summary of the California quarantine laws and regulations, showing the quarantined areas, the plants and plant products affected, and the pests and diseases of which such plants are known hosts. Under the provisions of paragraph 2 (b), amended section 596, Postal Laws and Regulations, postmasters should not accept such plants and plant products when presented for mailing in violation of these quarantine laws and regulations, and should invite the attention of the mailers thereto.

Plants and Plant Products Prohibited or Regulated Entry into California

Area quarantined	Plants and plant products affected		Plant pests and diseases
	Acceptance for mailing entirely prohibited	Accepted for mailing only when accompanied with approved certificate or California permit	
Entire United States except Arizona	Citrus fruits and plants and parts thereof except seed prohibited via mail.	Citrus seed admitted under California permit.	Scale insects, fruit flies and citrus canker.
All states east of and including Montana, Wyoming, Colorado and New Mexico.	Chestnuts and chinquapin plants and parts thereof including NUTS.		Chestnut bark disease.
Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Massachusetts, Maryland, Michigan, Mississippi, Missouri, North Carolina, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, and West Virginia.	Almond, apple, apricot, cherry, choke-cherry, nectarine, peach, pear, plum, and quince. Fruits and rooted plants.	Scions and budwood admitted under California permit from Nov. 1 to Mar. 1.	Oriental fruit moth and diseases of peach trees.
All states east of and including Montana, Wyoming, Colorado and New Mexico.	Filbert and hazel: Plants and parts thereof except nuts.		Filbert blight.
Entire United States	Cotton bolls, cotton seed and seed hulls, from pest infested areas.	Lint, seed cotton, cottonseed, hulls and bolls admitted under California permit, from pest free areas.	Cotton boll weevil.
Idaho, Oregon, and Washington	Cherry fruits prohibited from infested counties.	Cherry fruits admitted if accompanied by origin State certificate stating cherries originated in county known to be free from cherry fruit flies.	Cherry fruit flies.
Entire United States	Sweet potato: Plants and parts thereof including tubers. Prohibited from infested areas.	Tubers and plants admitted if accompanied by origin State certificate stating same originated in area known to be free from sweet potato weevil.	Sweet potato weevil.
Alabama, Arkansas, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, and Texas.	Tree of heaven; allamanda; Mexican orange; citrus; coffee; Japanese and common persimmon; gardenia spp.; ixora privets; China tree (melia spp.); wild olive or devil wood; toyon Christmas berry; otaheite gooseberry; West India gooseberry; jimbbling; mock orange; severinia; green briars; tea plant; pepper wood; prickly ash; plants and parts thereof except fruit and seeds.	Following plants and parts thereof except fruit and seeds admitted if completely defoliated at origin Cinnamonum spp.; holly; jasminum spp.; crepe myrtle; Grecian laurel; honeysuckle; soapberry; China tree; lilacs, and viburnum spp.	Citrus white flies.
All States east of and including Montana, Wyoming, Colorado, and New Mexico.	Hickory, pecan, and walnut; plants and parts thereof except NUTS.	Scions and budwood admitted under California permit.	Pecan nut case bearer, pecan leaf case bearer.
Arizona, Arkansas, New Mexico, Oklahoma, and Texas.		All plants admitted if free from roots and soil or if accompanied by origin State certificate stating that same were grown on premises known to be free from ozonium root rot.	Ozonium root rot.
Connecticut, Delaware, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and Wisconsin.		Corn, broom corn, sorghums and Sudan grass except clean seed and shelled grain: plants and parts thereof admitted if accompanied by U. S. Federal fumigation or treatment certificate. (No restrictions on clean seed and shelled corn.)	European corn borer.
Same as above.		Lima and green shell beans in pod, beets with tops and rhubarb: Admitted if accompanied by U. S. Federal inspection certificate affirming freedom from corn borer, or U. S. Federal fumigation or treatment certificate.	Same as above.
Entire United States except Nevada		Irish potato, tomato, and egg plant. Plants and cuttings thereof and potato tubers admitted if accompanied by origin State certificate that plants or tubers originated in locality known to be free from Colorado potato beetle. Potatoes also admitted if screened and certified.	Colorado potato beetle.



Shippers desiring California permits must make application therefor direct to the Bureau of Plant Quarantine, State Department of Agriculture, Sacramento, California.

Postmasters at places in California where State inspection of plants and plant products is maintained under the Terminal Inspection Act should take the action prescribed by amended paragraph 4 (b), section 596, Postal Laws and Regulations, if parcels sent to such offices for terminal inspection are found to be in violation of these plant quarantine laws or regulations.

[SEAL]

ROY M. NORTH,  
Acting Third Assistant Postmaster General.

[F. R. Doc. 37-1150; Filed, April 17, 1937; 10:10 a. m.]

#### MISSISSIPPI STATE PLANT QUARANTINE

##### SWEET POTATO WEEVIL

APRIL 7, 1937.

Under plant quarantines and regulations issued by the State of Mississippi on account of the sweet potato weevil, the shipment into that State of certain plants and plant materials known to be hosts of this pest is subject to certain requirements, or entirely prohibited.

The shipment into Mississippi of *sweet potatoes, sweet potato plants, vines, cuttings, draws and slips, morning glory plants or parts thereof* is entirely prohibited from the States of Florida and Louisiana; the southern part of Mobile County, Alabama; Camden, Decatur and Glynn Counties, Georgia; and all of the State of Texas except the counties of Cass, Bowie, Morris, Camp, Titus, Red River, Franklin, Hopkins, Delta and Lamar. The articles named may be accepted at points outside such area for shipment into Mississippi only when accompanied with a permit certificate tag obtained by the shipper from the State Plant Board, State College, Mississippi.

Postmasters are, therefore, requested to observe the foregoing prohibitions and restrictions when such plants and plant materials are presented for mailing and also invite the attention of mailers thereto. This is in accordance with the law embodied in paragraph 2, amended section 596, Postal Laws and Regulations.

Postmasters at places in Mississippi where State inspection of plants and plant products is maintained under the Terminal Inspection Act should take the action prescribed by amended paragraph 4 (b), section 596, Postal Laws and Regulations, if parcels sent to such offices for terminal inspection are found to be in violation of these plant quarantine laws or regulations.

[SEAL]

ROY M. NORTH,  
Acting Third Assistant Postmaster General.

[F. R. Doc. 37-1149; Filed, April 17, 1937; 10:09 a. m.]

#### MONTANA STATE PLANT QUARANTINES

##### CHERRY FRUIT FLY AND BLACK LOCUST BORER

APRIL 8, 1937.

Under plant quarantines and regulations issued by the State of Montana, on account of the cherry fruit fly and the black locust borer, the shipment into that State of certain plants and plant materials known to be hosts of these pests is subject to certain requirements, or entirely prohibited.

The shipment into Montana of the fresh fruit of the cherry, and boxes or packages which have contained fresh cherries, is entirely prohibited from the following quarantined areas:

In Idaho.....	The counties of Benewah and Latah.
In Oregon.....	The counties of Benton, Clackamas, Clatsop, Columbia, Lane, Lincoln, Linn, Marion, Multnomah, Polk, Tillamook, Union, Washington, and Yamhill.
In Washington.....	The counties of Clallam, Clark, Cowlitz, Grays Harbor, Island, Jefferson, King, Kitsap, Lewis, Mason, Pacific, Pierce, San Juan, Skagit, Skamania, Snohomish, Thurston, Wahkiakum, Whatcom, and Whitman.

Fresh fruit of the cherry may be accepted in other counties in the States of Idaho, Oregon, and Washington for shipment into Montana only when accompanied with the prescribed certificate of the State of origin.

The shipment into Montana of black locust plants or untreated black locust products is entirely prohibited from the following quarantined areas:

The State of Washington.

All of the United States east of the eastern boundaries of the States of Montana, Idaho, Utah, and Arizona.

Postmasters are, therefore, requested to observe the foregoing prohibitions and restrictions when such plants and plant materials are presented for mailing, and also invite the attention of mailers thereto. This is in accordance with the law embodied in paragraph 2 (b), amended section 596, Postal Laws and Regulations.

Postmasters at places in Montana where State inspection of plants and plant products is maintained under the Terminal Inspection Act should take the action prescribed by amended paragraph 4 (b), section 596, Postal Laws and Regulations, if parcels sent to such offices for terminal inspection are found to be in violation of these plant quarantine laws or regulations.

[SEAL]

ROY M. NORTH,  
Acting Third Assistant Postmaster General.

[F. R. Doc. 37-1148; Filed, April 17, 1937; 10:09 a. m.]

#### DEPARTMENT OF THE INTERIOR.

##### Division of Grazing.

##### SPECIAL RULE FOR COLORADO GRAZING DISTRICT No. 3<sup>1</sup>

A proper showing having been made and it having been found that the available public land is insufficient in Colorado Grazing District No. 3 to meet the requirements of all in the preferred class and that the general rule set forth in the Amendment to the Rules for Administration of Grazing Districts approved January 28, 1937,<sup>2</sup> is unsuited to local conditions and will not permit an effective and orderly administration of the act in that particular district, the preferred class will be divided for that district into two groups as follows:

1. Those who have dependent commensurate property which has been used in connection with the public range for any two full consecutive grazing seasons during the 5-year period immediately preceding the passage of the Taylor Grazing Act.
2. Those who do not have such prior use.

JULIAN TERRETT, Acting Director.

Approved: April 5, 1937.

T. A. WALTERS,  
First Assistant Secretary.

[F. R. Doc. 37-1143; Filed, April 17, 1937; 9:51 a. m.]

##### SPECIAL RULE FOR COLORADO GRAZING DISTRICT No. 4<sup>1</sup>

A proper showing having been made and it having been found that the available public land is insufficient in Colorado Grazing District No. 4 to meet the requirements of all in the preferred class and that the general rule set forth in the Amendment to the Rules for Administration of Grazing Districts approved January 28, 1937,<sup>2</sup> is unsuited to local conditions and will not permit an effective and orderly administration of the act in that particular district, the preferred class will be divided for that district into two groups as follows:

1. Those who have dependent commensurate property which has been used in connection with the public range

<sup>1</sup> Under the act of June 28, 1934 (48 Stat. 1269) as amended June 26, 1936 (49 Stat. 1976), commonly known as the Taylor Grazing Act.

<sup>2</sup> 2 F. R. 289.



for any two full consecutive grazing seasons during the 5-year period immediately preceding the passage of the Taylor Grazing Act.

2. Those who do not have such prior use.

JULIAN TERRETT, *Acting Director.*

Approved: April 5, 1937.

T. A. WALTERS,  
*First Assistant Secretary.*

[F. R. Doc. 37-1144; Filed, April 17, 1937; 9:51 a. m.]

#### SPECIAL RULE FOR COLORADO GRAZING DISTRICT No. 6<sup>1</sup>

A proper showing having been made and it having been found that the available public land is insufficient in Colorado Grazing District No. 6 to meet the requirements of all in the preferred class and that the general rule set forth in the Amendment to the Rules for Administration of Grazing Districts approved January 28, 1937,<sup>2</sup> is unsuited to local conditions and will not permit an effective and orderly administration of the act in that particular district, the preferred class will be divided for that district into two groups as follows:

1. Those who have dependent commensurate property which has been used in connection with the public range for two full consecutive grazing seasons during the 5-year period immediately preceding the passage of the Taylor Grazing Act.

2. Those who do not have such prior use.

JULIAN TERRETT, *Acting Director.*

Approved: April 5, 1937.

T. A. WALTERS,  
*First Assistant Secretary.*

[F. R. Doc. 37-1145; Filed, April 17, 1937; 9:51 a. m.]

#### WITHDRAWAL FOR PROPOSED COLORADO GRAZING DISTRICT No. 5 VACATED IN PART

APRIL 5, 1937.

Under authority of Departmental order of November 16, 1936,<sup>3</sup> pursuant to section 1 of the act of June 28, 1934 (48 Stat. 1269), as amended by the act of June 26, 1936 (49 Stat. 1976), notice was published on December 12, 1936, that a hearing would be held at Salida, Colorado, on January 25, 1937, or at any place or time to which said hearing might be adjourned for the purpose of considering the establishment of Grazing District No. 5 to include the following lands:

#### COLORADO

##### Counties of Fremont, Park, and Saguache

The publication of such notice had the effect, in accordance with the provisions of aforesaid act of withdrawing all public lands within the entire boundaries of the proposed district from all forms of entry and settlement.

With the exception of that part of the following described land in Saguache County located outside of national forests, it has been determined that the public lands within the area proposed for withdrawal are not appropriate for administration in a grazing district under the Taylor Grazing Act:

#### COLORADO

##### New Mexico Principal Meridian

Tps. 44 to 46 N., inclusive, R. 4 E.;  
T. 42 N., R. 5 E.;  
Tps. 44 to 46 N., inclusive, R. 5 E.;  
Tps. 42 to 46 N., inclusive, R. 6 E.;  
Tps. 42 to 47 N., inclusive, R. 7 E.;  
Tps. 43 to 48 N., inclusive, R. 8 E.;  
Tps. 45 to 48 N., inclusive, R. 9 E.;  
Tps. 45 to 47 N., inclusive, R. 10 E.;  
Tps. 45 to 46 N., inclusive, R. 11 E.

<sup>1</sup> Under the act of June 28, 1934 (48 Stat. 1269) as amended June 26, 1936 (49 Stat. 1976), commonly known as the Taylor Grazing Act.

<sup>2</sup> 2 F. R. 289.

<sup>3</sup> 1 F. R. 2327.

The withdrawal, therefore, is hereby vacated except as to the above-described land.

CHARLES WEST,  
*Acting Secretary of the Interior.*

[F. R. Doc. 37-1146; Filed, April 17, 1937; 9:51 a. m.]

#### NEW MEXICO GRAZING DISTRICT No. 5

##### MODIFICATION

APRIL 10, 1937.

Under and pursuant to the provisions of the act of June 28, 1934 (48 Stat. 1269), as amended by the act of June 26, 1936 (49 Stat. 1976), and subject to the limitations and conditions therein contained, Departmental order of April 8, 1935, establishing New Mexico Grazing District No. 5, is hereby revoked so far as it affects the following described lands:

#### NEW MEXICO PRINCIPAL MERIDIAN

T. 20 S., Rs. 12, 14, and 15 E.;  
T. 26 S., R. 21 E., secs. 5, 6, 7, 8, 17, 18, 19, N $\frac{1}{2}$ , SW $\frac{1}{4}$  sec. 20,  
W $\frac{1}{2}$  sec. 29, secs. 30, 31, W $\frac{1}{2}$  sec. 32.

CHARLES WEST,  
*Acting Secretary of the Interior.*

[F. R. Doc. 37-1142; Filed, April 17, 1937; 9:45 a. m.]

#### Division of Territories and Island Possessions.

[I. C. C. No. 121 (Cancels I. C. C. No. 103)]

THE ALASKA RAILROAD IN CONNECTION WITH ALASKA STEAMSHIP COMPANY (FX5 No. 5) AMERICAN YUKON NAVIGATION COMPANY (FX2 No. 1) PUGET SOUND FREIGHT LINES (FX5 No. 16)

#### JOINT FREIGHT TARIFF NO. 5-D

(Cancels Joint Freight Tariff No. 5-C)

*Naming Class and Commodity Rates Between Seattle and Tacoma, Washington, and Points on the Alaska Railroad, American Yukon Navigation Company, in Alaska*

Governed, except as otherwise provided herein, by The Western Classification No. 66 (as published in Consolidated Freight Classification No. 11) R. C. Fyfe's I. C. C. No. 24, supplements thereto or successive reissues thereof. Transportation service in connection with The Alaska Railroad, American Yukon Navigation Company, is subject to restoration and discontinuance as indicated on page 846 hereof. Issued February 27, 1937. Effective April 5, 1937. Authority Act March 12, 1914 and Executive Order No. 3861.

Issued by O. F. Ohlson, General Manager, Anchorage, Alaska.

The above is hereby confirmed.

April 16, 1937.

RUTH HAMPTON,  
*Acting Director.*

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<sup>1</sup> The rules and regulations, only, of the material listed, are printed herewith. The complete document has been filed with the Division of the Federal Register; copies are available upon application to the Division of Territories and Island Possessions, Department of the Interior.



## Rules and Regulations—Continued.

Marine Insurance.  
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## CANCELLATIONS

Puget Sound Navigation Company (FX5 No. 11) eliminated account service between Seattle and Tacoma, Wash., discontinued.

## RULES AND REGULATIONS

## Item No. 180—Advancing of Charges

No advance charges will be paid, except such as are incidental to the transportation of freight (including drayage, wharfage or switching charges), and then only on such freight as in the estimate of the Agent is worth in excess of the freight charges at forced sale. The cost or any part thereof of the articles shipped must not in any case be advanced.

## Item No. 185—Conditions of Bill of Lading

All property to be transported shall, unless otherwise agreed to in writing, be received, held, carried and delivered, subject to the conditions of the carrier's regular current bill of lading. All freight and other charges payable in United States gold coin or its equivalent.

## Item No. 190—Freight Must Be in Suitable Packages for Shipment

All freight for shipment must be packed in shape for safe and expeditious handling. When tariff does not specify kind of package, it is understood that bags, barrels, boxes, crates or other suitable packages will be used; and when freight is offered in bulk or in such packages as would endanger contents or other cargo or steamer when handled with ordinary care, it shall be optional with the carrier to refuse to transport it or to accept it with notation on shipping receipt or bill of lading fully releasing the carriers from liability for any and all damage that may occur.

The carrier shall have the right to refuse to carry any freight offered for shipment which is likely to damage other freight or steamer or prove offensive to passengers.

## Item No. 195—Heavy Freight

Heavy single pieces or packages of machinery, or other commodities weighing over 4,000 lbs. each, will take the Class and Commodity rates shown herein on the total weight plus the following additional rates per ton of 2,000 lbs., to cover extra cost of handling heavy pieces by steamer.

Pieces or packages weighing	Per ton of 2,000 lbs.
Over 4,000 lbs., and not over 10,000 lbs.	\$2.00
Over 10,000 lbs., and not over 12,000 lbs.	2.50
Over 12,000 lbs., and not over 14,000 lbs.	3.00
Over 14,000 lbs., and not over 16,000 lbs.	3.50
Over 16,000 lbs., and not over 18,000 lbs.	4.00
Over 18,000 lbs., and not over 20,000 lbs.	4.50
Over 20,000 lbs., and not over 22,000 lbs.	5.00
Over 22,000 lbs., and not over 24,000 lbs.	6.00
Over 24,000 lbs., and not over 26,000 lbs.	7.00
Over 26,000 lbs., and not over 28,000 lbs.	8.00
Over 28,000 lbs., and not over 30,000 lbs.	9.00
Over 30,000 lbs., and not over 32,000 lbs.	10.00
Over 32,000 lbs., and not over 34,000 lbs.	11.00
Over 34,000 lbs., and not over 36,000 lbs.	12.00
Over 36,000 lbs., and not over 38,000 lbs.	13.00
Over 38,000 lbs., and not over 40,000 lbs.	14.00

## Item No. 200—Marine Insurance

Rates named herein do not include marine insurance. All risk of loss and damage incident to transportation of freight by water must be assumed by shippers, owners or consignee, who may protect themselves against such loss by covering their shipments with marine insurance.

## Item No. 205—Marking Freight

In handling freight by steamer the men loading and discharging freight must be guided wholly by marks on packages. It is therefore of the utmost importance that every package or piece of freight be plainly marked with the full name or initials of consignee and destination in full. In accordance with the provisions of the carrier's bill of lading, the carrier will not be liable for miscarriage of goods that are not properly marked. All old marks must be obliterated.

## Item No. 210—Minimum Charge

Except as otherwise provided, the minimum charge for a single shipment from one consignor to one consignee on one bill of lading shall be:

(a) If classified 1st class or lower, for one hundred (100) pounds at the class or commodity rate applicable thereto; or

(b) If classified higher than 1st class, for one hundred (100) pounds at the 1st class rate; or

(c) If the shipment contains articles in two or more classes, and no article is classified higher than 1st class for one hundred (100) pounds at the rate applicable to the article taking the highest rate; or if any one of the articles is classified higher than 1st class, the minimum charge shall be for one hundred (100) pounds at the 1st class rate; but

(d) In no case shall the charge on a single shipment be less than two (\$2.00) dollars.

## Item No. 215—Maximum Charge

In no case must the charges on a smaller quantity of freight at a higher rate exceed the charges on a minimum larger quantity at the lower rate.

## Item No. 220—Mixed Carloads of Lumber, Lath and Shingles

Lumber, common, Lath, wooden, and Shingles, wooden, may be shipped in mixed carloads at the respective Class or Commodity Rates named herein on each, subject to minimum weight of 40,000 lbs.

## Item No. 225—Order Shipments

When shipments are forwarded consigned to shipper's order or "to order", "notify \_\_\_\_\_" the name of the person to be notified must appear on the shipping receipt and bill of lading.

Agents and Pursers should see that this rule is carried out and full reference given on manifests or waybills to enable destination agent to advise consignees promptly on arrival of freight and to prevent delays, as all such shipments held account of delays of this character will be subject to storage charges.

Bills of lading for goods consigned "to order" will not be issued to Non-agency stations.

## Item No. 230—Outside Calls

At Steamship Company's option its steamers will call at wharves other than its regular Seattle and Tacoma wharves (Alaska Steamship Company, Pier 2, Seattle, Wash., or Commercial Dock, Tacoma, Wash.), to there receive and/or deliver freight when the quantity is not less than 100 tons, or 100,000 feet board measure of lumber. The Steamship Company also reserves the right to call at wharves other than its said regular Seattle, Wash., and Tacoma, Wash., wharves to receive or deliver shipments of less than 100 tons of explosives or explosive oils and empty containers in which explosive oils have been shipped, when it is more convenient to the Steamship Company to make such calls than to re-



ceive or deliver such shipments over its said regular Seattle, Wash., or Tacoma, Wash., wharves. In any case freight received or delivered at wharves other than the Company's said regular Seattle, Wash., or Tacoma, Wash., wharves will be received or delivered only at ship's tackle, all expenses of moving freight on the wharf to or from ship's tackle to be borne by the shipment or the wharf at which such call is made.

*Item No. 235—Prepayment of Freight Charges*

Household goods, personal effects, samples of ore, perishable freight and other goods of doubtful valuation must be fully prepaid or guaranteed.

*Item No. 240—Perishable Freight*

Shipments of fruit, vegetables, eggs, canned goods, liquids, bulbs, nursery stock and all other commodities subject to deterioration by variation of weather, heat or cold, loss or damage resulting from inherent nature of the goods will only be accepted subject to owner's risk.

On shipments of green fruit and vegetables subject to decrease in weight by evaporation, Agents at destination will collect charges on basis of weight ascertained at point of shipment.

*Item No. 245—Perishable Freight "To Order"*

Perishable freight will not be accepted when consigned "to order."

*Item No. 250—Rail and River Traffic*

Shipments will be accepted by carriers, parties to this tariff during the period of each year:

From—	To—	For Transportation on the Vessels of the
April 15—	August 25—	Alaska Railroad.
April 15—	August 25—	American Yukon Navigation Company.

Shipments also will be accepted from the latter date until the date announced by supplements to this tariff, subject to the condition that all freight left on hand at the port of trans-shipment after the closing of navigation for lack of space on vessels sailing after the arrival of such freight, and all freight reaching the port of trans-shipment after the last sailing of each season of navigation, will be stored at the port of trans-shipment and storage charges assessed on such shipments as provided in Tariffs of The Alaska Railroad, lawfully on file with the Interstate Commerce Commission. In such cases shipping receipts, bills of lading and way-bills must bear notation to that effect.

Supplements announcing the final date upon which shipments will be accepted for transportation, under this tariff and effective supplements thereto, will be filed with the Interstate Commerce Commission and posted at points from which the rates apply not less than one day in advance of such date.

NOTE.—In applying the provisions of the preceding paragraph, the date on which final instructions for transportation via the water line are received will be considered the date of acceptance of the shipment.

The rate to be applied will be the rate in effect on the date shipments are received for transportation at points of origin.

Departure from the terms of Rule 12 (b) of Tariff Circular No. 20 is authorized under special permission of the Interstate Commerce Commission No. 104484 of March 24, 1931.

*Item No. 255—Refrigeration, Heater Car Service*

Rates named herein, except as otherwise provided, do not include cold storage or cool room service on steamers of the Alaska Steamship Company. When shippers desire shipments to be handled under refrigeration on this line, arrangements must be made through the Traffic Department of the Steamship Company at Seattle, Wash.

The charge for refrigeration or cool room service on steamers between Seattle, Wash., and Seward, Alaska, will be as follows, in addition to the class or commodity rate provided herein:

\$1.00 per 100 lbs., Minimum Charge \$1.00

Rates named herein, except as otherwise provided, do not include charge for additional service such as heating, icing, protection of property from frost or freezing, refrigeration, nor any factors entering into the refrigeration service (including the transportation of ice), between Seward, Alaska, and points in Alaska. See EXCEPTION:

Shipments transported under this tariff between Seward, Alaska, and points in Alaska are entitled to such privileges and subject to such charges as are published by The Alaska Railroad, providing for refrigeration or heater car service, lawfully on file with the Interstate Commerce Commission.

Perishable freight from or to points on the Tanana and Yukon rivers in Alaska served by steamer lines of The Alaska Railroad and American Yukon Navigation Company, Index Nos. 152 to 212 inclusive, requiring protection against heat or cold will only be accepted at owner's risk of freezing or other climatic conditions account no facilities available for protection while on such steamer lines.

EXCEPTION.—The less than carload or any quantity ratings set forth in the Western Classification named on Title Page or as provided herein will be applied on shipments transported on rail lines of The Alaska Railroad under refrigeration, in refrigerator cars, lined cars, heated cars, or cars otherwise specifically equipped for protection against heat or cold, as well as on shipments transported in ordinary cars.

*Item No. 260—Service Guarantee of Time*

The carriers, party to this tariff, do not agree to transport freight by any particular steamer or train or within any specified time, and the rates named herein are applicable only when the carriers have a suitable steamer sailing to or from the ports via which rates are named. If at any time, after having made reasonable effort, a steamer is unable to make delivery of a shipment owing to bad weather conditions or for any reason due to perils of the sea, the obligations imposed upon the carriers by the terms of this Tariff shall be considered fulfilled and delivery accomplished and the charges due at rates named herein shall be considered earned, after which the Carrier shall have the privilege of delivering shipment at the nearest accessible port; or returning goods to port of shipment; or making delivery on a subsequent voyage and collecting at tariff rates for such additional service.

*Item No. 265—Terminal and Other Charges, Privileges and Allowances*

Rates named herein do not include charges for storage, wharfage, handling (trucking between wharf and ship's tackle) transfer, loading to or unloading from cars, light-erage or other terminal charges except as specified below.

Rates named herein include wharfage, handling and loading to or unloading from cars at Seward, Alaska.

Rates named herein include wharfage, handling and loading to or unloading from cars at Nenana, Alaska on traffic from or to stations Index Nos. 152 to 212 inclusive.

Rates named herein include handling at stations on the Tanana and Yukon rivers in Alaska, stations Index Nos. 152 to 164 inclusive and stations Index Nos. 178 to 212 inclusive.

Rates named herein to and from Rampart, Alaska, Index No. 166 to Eagle, Alaska, Index No. 176 inclusive, do not include handling charges at points on Yukon River on line of American Yukon Navigation Company. Shipments to and from above points are subject to handling charges named in American Yukon Navigation Company's Tariff G. F. O. 435, I. C. C. No. 23 and successive issues thereof.

Except as otherwise provided herein, shipments transported under this Tariff are entitled to such privileges and subject to such charges as are published by individual lines, parties to this Tariff providing for Allowances, Arbitraries, Car Mileage, Demurrage, Diversions, Re-consignment, Rental of Special Equipment, Storage, Switching, Transfer, and other Transit and Terminal Service, lawfully on file with the Interstate Commerce Commission.



*Item No. 270—Transportation of Explosives*

Powder (except common black powder carried in steamer's magazine), dynamite and high explosives and explosive oils, including Benzine, Benzole, Camphene, Distillate, Gasoline, Naptha and Turpentine and empty carriers in which explosive oils have been shipped, can be carried only by exclusive freight steamers. Nitro-glycerine not taken under any circumstances.

The rates named herein on explosives, inflammables and other dangerous articles are applicable in connection and compliance with the regulations prescribed by the Interstate Commerce Commission for the transportation of explosives, as published in Agent W. S. Topping's Tariff No. 2, I. C. C. No. 2, supplements thereto or successive issues thereof.

*Item No. 275—U. S. Steamboat Inspection Service—Prohibited Commodities*

The transportation of freight by steamer is at all times subject to the rules and regulations prescribed by the United States Department of Commerce, Steamboat Inspection Service. Commodities, the carriage of which by passenger steamers is prohibited by law, and freight too bulky or too heavy to be handled advantageously by passenger steamers, will not be accepted for transportation except for forwarding by exclusive freight steamers at such times as freight steamers capable of handling such shipments may be sailing to the port of destination of such shipments.

*Item No. 280—United States Customs Regulations*

Shipper's Export Declaration in duplicate, in the form required by the United States Department of Customs, must be furnished by shipper with each shipment from a point in the United States to a point in Alaska, and vice versa. Shipments will not be accepted unless all necessary papers are furnished.

*Item No. 285—Valuables*

Bullion, Gold Dust, Jewelry, Jeweler's Sweepings and Tailings, Silver Foil or Leaf, Gold Leaf, Specie, Silverware, Treasure, Precious Stones, Raw Furs, Live Foxes and Valuable Documents must not be carried as freight, but should be shipped by express.

*Item No. 290—Western Classification Rules—Application of—*

The "Rules" published in current Western Classification also govern the application of rates named in this tariff, except as otherwise provided below or in individual items or rules of this tariff.

Exceptions to application of Western Classification rules.

The following rules of the current Western Classification will not apply in connection with this tariff:

- Rule No. 10 Mixed carloads.
- Rule No. 24 Freight in excess of full carloads.
- Rule No. 34 Minimum carload weights.

*Item No. 295—Western Classification—Reference to Specific Items of*

Numerical reference to specific Items or Rules of Western Classification named on Title Page will refer to corresponding Items or Rules under whatever number they may appear, in a supplement to or successive issues of that classification.

*Item No. 300—Western Classification—Application of When Not in Conflict With the Provisions of This Tariff*

The ratings, rules and regulations, estimated and minimum weights, shipping and packing requirements, allowances and privileges, or other provisions or conditions, shown in this Tariff, abrogate and supersede those in Western Classification named on Title Page in conflict.

When the ratings in this Tariff are silent as to rules and regulations, estimated and minimum weights, shipping and packing requirements, allowances and privileges or other provisions or conditions, the ratings which are prescribed in such commodity items shall be subject to the terms, (including estimated and minimum weights, shipping and pack-

ing requirements, or other provisions or conditions) prescribed therefor in connection with the ratings in Western Classification referred to above on the same commodity.

[F. R. Doc. 37-1151; Filed, April 19, 1937; 9:33 a. m.]

*General Land Office.*

STOCK DRIVEWAY WITHDRAWAL No. 209, OREGON No. 26,  
ENLARGED

APRIL 5, 1937.

It appearing from examination that the following-described public lands should be included in Stock Driveway Withdrawal No. 209, Oregon No. 26, it is ordered, under and pursuant to the provisions of section 7 of the act of June 28, 1934, 48 Stat. 1269, as amended by the act of June 26, 1936, 49 Stat. 1976, and of section 10 of the act of December 29, 1916, 39 Stat. 862, as amended by the act of January 29, 1929, 45 Stat. 1144, that such lands, excepting any mineral deposits therein, be, and they are hereby, withdrawn from all disposal under the public-land laws and reserved for the use of the general public as an addition to such driveway reservation, subject to valid existing rights:

*WILLAMETTE MERIDIAN*

T. 12 S., R. 26 E., sec. 4, lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , 280.35 acres.

Any mineral deposits in such lands shall be subject to location and entry only in the manner prescribed by the Secretary of the Interior in accordance with the provisions of the aforesaid act of January 29, 1929, and existing regulations.

T. A. WALTERS,

First Assistant Secretary.

[F. R. Doc. 37-1141; Filed, April 17, 1937; 9:45 a. m.]

*National Park Service.**SEQUOIA NATIONAL PARK, CALIFORNIA**LOCAL SUBSIDIARY REGULATIONS*

The following subsidiary regulations, issued under the authority of the Rules and Regulations approved by the Secretary of the Interior June 18, 1936 (1 F. R. 790), have been recommended by the superintendent and approved by the Director of the National Park Service, and are in force and effect within the boundaries of Sequoia National Park:

*Fishing.*—The following waters are closed to fishing during the calendar year 1937, as feeder streams and lakes for restocking main waters:

Watershed of the North Fork of the Kaweah River—  
Cabin Meadow Creek.

Watershed of the Marble Fork of the Kaweah River—  
Wolverton Creek above the Highway Bridge.

Clover Creek.

Watershed of the Middle Fork of the Kaweah River—  
Castle Creek.

Boulder Creek.

Middle Fork between trail bridge in River Valley and junction of Cliff Creek.

Middle Fork between Potwisha Flume intake and trail bridge at Buckeye Camp.

Watershed of the East Fork of the Kaweah River—  
Atwell Creek.

Deadwood Creek.

Deer Creek.

Whitman Creek.

Watershed of the South Fork of the Kaweah River—  
Tuohy Creek.

South Fork above the South Fork Trail Crossing.

Squaw Creek.

Cedar Creek.

Putnam Creek.

Slide Canyon Creek.

Hidden Lake on Soda Creek.

Wallace Lake and stream for a distance of 300 yards below the lake.



All lakes within 300 feet of inlet or outlet.

All streams connected with any lake shall be closed for a distance of 300 feet from either the inlet or the outlet of the lake; and when any stream connecting two lakes is less than one-fourth mile in length the entire stream shall be closed.

**Open Season.**—On all waters in the watershed of the Kern River—July 1 to October 31, inclusive.

On all rainbow and golden trout streams and lakes above 8,000 feet elevation in the Kaweah watershed—July 1 to October 31, inclusive.

On all other waters of the park which are open to fishing—May 1 to October 31, inclusive.

**Limit of catch.**—The limit of catch shall be 25 fish per day (20 fish per day for golden trout) or 10 pounds and one fish, for each person fishing. A special limit of 10 fish per day or 5 pounds and one fish, caught or in possession, shall apply on the following waters:

Marble Fork of the Kaweah River and all of its tributaries, including lakes.

North Fork of the Kaweah River—

Dorst Creek.

Middle Fork of the Kaweah River—

Hamilton Lake.

Tamarack Lake.

Possession of more than one day's catch by any one person at any time shall be construed as a violation of this regulation.

**Fishing License.**—A California State fishing license is required of all persons fishing in the park.

All previous local subsidiary regulations relating to fishing in Sequoia National Park are hereby repealed.

Approved: April 12, 1937.

[SEAL]

ARNO B. CAMMERER,  
Director, National Park Service.

[F. R. Doc. 37-1147; Filed, April 17, 1937; 9:52 a. m.]

## BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM.

### AMENDMENT TO REGULATION T

Resolved, That effective April 23, 1937, the Board approve and adopt the following amendment to Regulation T:

Section 5 of Regulation T is hereby amended by striking out the date "July 1, 1937" in subsections (c) and (d) of said section and substituting therefor the date "January 1, 1938."

Adopted by the Board of Governors of the Federal Reserve System on April 13, 1937.

[SEAL]

S. R. CARPENTER,  
Assistant Secretary.

[F. R. Doc. 37-1132; Filed, April 16, 1937; 3:14 p. m.]

## INTERSTATE COMMERCE COMMISSION.

### ORDER

At a Session of the Interstate Commerce Commission, Division 4, held at its office in Washington, D. C., on the 12th day of April, A. D. 1937.

IN THE MATTER OF A UNIFORM SYSTEM OF ACCOUNTS TO BE KEPT BY ELECTRIC RAILWAYS

The matter of modifying the Uniform System of Accounts for Electric Railways being under consideration:

*It is ordered*, That the following general-balance-sheet general and primary accounts and the text pertaining to the primary account be and they are hereby prescribed:

#### CAPITAL LIABILITY ADJUSTMENTS:

429½. Reorganization adjustments of capital.

There shall be credited to this account the net difference between the total of accounts 401 to 422, inclusive, and the

total of accounts 423 to 446, inclusive, as those accounts are properly adjusted under the provisions of the reorganization plan confirmed under the authority of section 77 of the Bankruptcy Act.

The carrier shall apply to the Interstate Commerce Commission for permission to use this account for any adjustments of capital liabilities which are not made under authority of section 77 of the Bankruptcy Act.

**NOTE.**—The carrier may, if so authorized upon application to the Interstate Commerce Commission, charge to this account extraordinary losses in investments (included in accounts 401 to 406, inclusive) for which no provisions have previously been made.

*It is further ordered*, That this order shall become effective on April 15, 1937.

By the Commission, division 4.

[SEAL]

W. P. BARTEL, Secretary.

[F. R. Doc. 37-1153; Filed, April 19, 1937; 12:09 p. m.]

### ORDER

At a Session of the Interstate Commerce Commission, Division 4, held at its office in Washington, D. C., on the 12th day of April, A. D. 1937.

IN THE MATTER OF A UNIFORM SYSTEM OF ACCOUNTS TO BE KEPT BY STEAM ROADS

The matter of modifying the Classification of Income, Profit and Loss, and General Balance Sheet Accounts being under consideration:

*It is ordered*, That the following general-balance-sheet general and primary accounts and the text pertaining to the primary account be and they are hereby prescribed:

#### CAPITAL LIABILITY ADJUSTMENTS:

757½. Reorganization adjustments of capital.

There shall be credited to this account the net difference between the total of accounts 701 to 729, inclusive, and the total of accounts 751 to 778, inclusive, as those accounts are properly adjusted under the provisions of the reorganization plan confirmed under the authority of section 77 of the Bankruptcy Act.

The carrier shall apply to the Interstate Commerce Commission for permission to use this account for any adjustments of capital liabilities which are not made under authority of section 77 of the Bankruptcy Act.

**NOTE.**—The carrier may, if so authorized upon application to the Interstate Commerce Commission, charge to this account extraordinary losses in investments, (included in accounts 701 to 707, inclusive) for which no provisions have previously been made.

*It is further ordered*, That this order shall become effective on April 15, 1937.

By the Commission, division 4.

[SEAL]

W. P. BARTEL, Secretary.

[F. R. Doc. 37-1152; Filed, April 19, 1937; 12:09 p. m.]

## RURAL ELECTRIFICATION ADMINISTRATION.

[Administrative Order No. 87]

### ALLOCATION OF FUNDS FOR LOANS

APRIL 16, 1937.

By virtue of the authority vested in me by the provisions of Section 4 of the Rural Electrification Act of 1936, I hereby allocate, from the sums authorized by said Act, funds for Loans for the projects and in the amounts as set forth in the following schedule:

Project Designation:	Amount
New Jersey 6 Sussex (Additional).....	\$ 42,000
North Dakota 11 Cass (Additional).....	185,000
Wyoming 6B Goshen.....	33,000

JOHN M. CARMODY, Administrator.

[F. R. Doc. 37-1139; Filed, April 17, 1937; 9:45 a. m.]



[Administrative Order No. 88]

## RESCISSION OF ALLOCATION OF FUNDS FOR PROJECT

APRIL 16, 1937.

I hereby rescind the allocation of funds for the below designated project, made by Administrative Order No. 89. This action is being taken because the project, Wisconsin 29A Clark, is to be served by the generating plant that is proposed in the allotment of Wisconsin 45G Chippewa:

Project Designation:	Amount
Wisconsin 29G Clark	\$150,000

JOHN M. CARMODY, Administrator.

[F. R. Doc. 37-1140; Filed, April 17, 1937; 9:45 a. m.]

## SECURITIES AND EXCHANGE COMMISSION.

## SECURITIES ACT OF 1933

## AMENDMENT TO PART II OF FORM D-1

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Securities Act of 1933, as amended, particularly Sections 7 and 19 (a) thereof, and deeming that such information or documents as Part II of Form D-1, as hereby amended, requires to be set forth, but which are not specified in Schedule A of said Act, are necessary and appropriate in the public interest and for the protection of investors, and that the adoption of this amendment is necessary to carry out the provisions of Title I of said Act, hereby amends Part II of Form D-1 as follows:

Under the heading "Exhibits" in Part II of Form D-1, there is added immediately after the paragraph under the caption "Exhibit II-D" the following:

*Exhibit II-E.*—Copies of the instruments of organization and other constituent documents, exclusive of statutes, defining the rights of the holders of any of the securities referred to in answer to items 45, 47, and 48, or, if such instruments and documents have not yet been executed, an agreement to file, as amendments to the registration statement, copies of such instruments and documents when executed.

The foregoing action shall be effective immediately upon publication.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 37-1155; Filed, April 19, 1937; 12:40 p. m.]

## SECURITIES ACT OF 1933

## AMENDMENT TO RULES 202 AND 203 OF THE GENERAL RULES AND REGULATIONS UNDER THE SECURITIES ACT OF 1933

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Securities Act of 1933, as amended, particularly Sections 3 (b) and 19 (a) thereof, finding that the amendments to Rules 202 and 203 hereby adopted are necessary to carry out the provisions of the Act and are necessary and appropriate in the public interest and for the protection of investors, hereby amends such Rules as follows:

Rules 202 and 203 are hereby amended by inserting in the first line of section (6) of the respective Rules, immediately following the word "That" and before the word "any", the words "three copies of". The texts of section (6) of Rule 202 and section (6) of Rule 203, as amended, read as follows:

(6) That three copies of any prospectus intended to comply with the requirements of section (7) below, which shall have been prepared or authorized by the issuer (or by a person controlling, controlled by, or under common control with, the issuer), shall have been filed with the Securities and Exchange Commission (with a separate letter of transmittal) prior to any use of such prospectus.

The foregoing action shall be effective May 15, 1937.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 37-1156; Filed, April 19, 1937; 12:40 p. m.]

## SECURITIES EXCHANGE ACT OF 1934

## AMENDMENT NO 17 TO THE INSTRUCTION BOOK FOR FORM 10

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Securities Exchange Act of 1934, particularly Sections 12 and 23 (a) thereof, and deeming such action necessary for the execution of the functions vested in it by the Act and necessary and appropriate in the public interest and for the protection of investors, hereby amends the Instruction Book for Form 10 as follows:

Paragraph 3 under the caption "General Rules as to the Form" is deleted and there is inserted in lieu thereof the following new paragraph 3:

3. Attention is called to Section 24 (b) of the Act and to Rule UB2 of the General Rules and Regulations of the Commission concerning the right of the registrant to object to the public disclosure of material filed and the procedure to be followed in regard thereto.

The foregoing action shall be effective immediately upon publication.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 37-1154; Filed, April 19, 1937; 12:40 p. m.]

## United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 17th day of April, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE PURE-YORK #13 FARM, FILED ON MARCH 18, 1937, BY P. R. KNICKERBOCKER, RESPONDENT

## ORDER TERMINATING PROCEEDING AFTER AMENDMENT

The Securities and Exchange Commission, finding that the offering sheet filed with the Commission, which is the subject of this proceeding, has been amended, so far as necessary, in accordance with the Suspension Order previously entered in this proceeding;

It is ordered, pursuant to Rule 341 (d) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the amendment received at the office of the Commission on April 15, 1937, be effective as of April 15, 1937; and

It is further ordered that the Suspension Order, Order for Hearing and Order Designating a Trial Examiner, heretofore entered in this proceeding, be and the same hereby are revoked and the said proceeding terminated.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 37-1158; Filed, April 19, 1937; 12:41 p. m.]

## United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 16th day of April A. D. 1937.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE SINCLAIR-RAIRIE-SKELLY-MARY GRAHAM FARM, FILED ON MARCH 8, 1937, BY R. L. WILLIAMS, RESPONDENT

## ORDER TERMINATING PROCEEDING AFTER AMENDMENT

The Securities and Exchange Commission, finding that the offering sheet filed with the Commission, which is the subject of this proceeding, has been amended, so far as necessary, in accordance with the Suspension Order previously entered in this proceeding;

<sup>1</sup> 2 F. R. 696.<sup>2</sup> 2 F. R. 630.



It is ordered, pursuant to Rule 341 (d) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the amendment received at the office of the Commission on April 15, 1937, be effective as of April 15, 1937; and

It is further ordered that the Suspension Order, Order for Hearing and Order Designating a Trial Examiner, heretofore entered in this proceeding, be and the same hereby are revoked and the said proceeding terminated.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 37-1157; Filed, April 19, 1937; 12:40 p. m.]

*United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 17th day of April, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE SINCLAIR-SKELLY-MARY GRAHAM FARM, FILED ON APRIL 13, 1937, BY T. G. THOMPSON, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)) AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

In that the information required to be given in Division II, Item 16 (a) (iii), is not properly set forth, nor is the amount of water stated as being produced in the note accompanying this item believed to be correct;

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 17th day of May, 1937; that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Charles S. Lobingier, an officer of the Commission be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered that the taking of testimony in this proceeding commence on the 30th day of April, 1937, at 11:30 o'clock in the forenoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continued thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 37-1159; Filed, April 19, 1937; 12:41 p. m.]

*United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 17th day of April, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE SHELL-PHILLIPS-McCAUGHTRY FARM, FILED ON APRIL 13, 1937, BY L. H. WITWER, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)) AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

(1) In that the date upon which the information contained in the offering sheet will be out of date, as set forth in Division I, Paragraph 8, of the offering sheet, is not believed to be correct;

(2) In that the address of one of the operators, required to be given in Division II, Item 2 (d), is omitted;

(3) In that the total production of oil from the tract, as set forth in Division II, Item 15, may not be correct by reason of the fact that the total production figures given do not agree with the total gross production figures stated by months in Division II, Item 16 (a);

(4) In that by reason of the conflicting dates given in Division II, Item 15, it is impossible to determine to which date the total production of oil is computed;

(5) In that the figures set forth for the month of August, 1936, in Division II, Items 16 (c) and (d), may not be correctly figured;

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 17th day of May, 1937; that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Charles S. Lobingier, an officer of the Commission be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered that the taking of testimony in this proceeding commence on the 30th day of April, 1937, at 2:00 o'clock in the afternoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 37-1160; Filed, April 19, 1937; 12:41 p. m.]